HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 469 OF 2006.
IN
WRIT PETITION NO. 370 OF 2006.

Emerald Court Co-op. Housing Society Ltd. ..Petitioner.

Versus.

The State of Maharashtra. & others. ..Respondents.

Sagar Waghmare h/f Vaibhav G. Bagade for the petitioner.

CORAM: S.B.MHASE &
S.R.SATHE, JJ.

DATE: DECEMBER 08, 2006.

P.C.

1. Heard both sides. By order dated 17th August 2006 the petitioner - applicant was directed to remove office objections and serve the respondents within four weeks with a further condition that on failure to comply with the direction the petition to stand dismissed for want of prosecution without further reference to this Court. Therefore, the petition stood disposed of. Now, the application is filed with a prayer to set aside that order and restore the petition. Taking into consideration the ground stated in the application, we direct that the office objection, if any, shall be complied with within a period of two weeks from today and we find it appropriate to

restore the matter. Order dated 17th August 2006 is hereby set aside. Learned A.P.P. - Mrs. A.S.Pai appears for the respondent nos. 1, 4 & 5. Mr.Purandare appears for respondent no.2 Application is allowed. Petitioner is further directed to remove all office objections within a period of two weeks from today. Petitioner is directed to furnish the address of respondent no.3. If the address is not submitted the petition shall stand disposed of as against respondent no.3 only and the rest of the petition shall proceed for hearing. If the address is given within the aforesaid period, office shall issue a further notice returnable in four weeks to respondent no.3.

(S.R.SATHE,J.) **(S.B.MHASE, J.)**

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